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Pages (including this page) 13

Our Ref.: 7960-131-999

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Re: U.S. Patent Application Serial No. 09/821,139
Application of: Lehman et al.
Filed: March 29, 2001
Title: NASAL ADMINISTRATION OF AGENTS FOR THE TREATMENT OF
GASTROPARESIS
Confirmation No.: 5628
Art Unit: 1616

OFFICIAL FILING

Transmitted herewith for filing:

1. Request for Continued Examination (RCE) Transmittal (1 pg., in duplicate);
2. Petition for Extension of Time (1 pg., in duplicate);
3. Amendment (7 pgs.); and
4. Certificate of Limited Recognition.

CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.8(a)

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Date

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PTO/SB/30 (3/2000)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Express Mail No.	
Application Number	09/821,139
Filing Date	March 29, 2001
First Named Inventor	Lahman et al.
Group Art Unit	1616
Examiner Name	Haghighatian, M.
Attorney Docket No.	7960-131

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1333 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.
(Period of suspension shall not exceed 3 months; See under 37 C.F.R. § 1.17(i) required)
- b. ☒ Other Certificate of Limited Recognition

3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Pennie & Edmonds LLP Deposit Account No. 16-1150:
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e), estimated to be \$ 770.00
- ii. ☐ Extension of time fee required under 37 C.F.R. §§ 1.136 and 1.17, estimated to be \$ for a month extension, the request for which is being made herewith
- iii. ☒ Other Petition for Extension of Time
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Richard G. A. Bone (Limited Recognition Under 37 C.F.R. § 10.9(b) (Copy of Certificate attached hereto) for Brian M. Polissant, Reg. No. 28,462	Registration No. (Attorney/Agent)
Signature	<i>Richard G. A. Bone</i>	Date December 5, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited by facsimile transmitted to fax no. (703) 308-4242, to the U.S. Patent and Trademark Office on the date indicated below.

Name (Print/Type)	Richard G. A. Bone	Registration No. (Attorney/Agent)
Signature	<i>Richard G. A. Bone</i>	Date December 5, 2003

BURDEN HOUR STATEMENT: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents P.O. Box 1450, Mail Stop RCE, Alexandria, VA 22313-1450.

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